HUMAN SERVICES DEPARTMENT[441]

Adopted and Filed Emergency After Notice

Rule making related to child care assistance fees

The Human Services Department hereby amends Chapter 170, "Child Care Services," Iowa Administrative Code.

Legal Authority for Rule Making

This rule making is adopted under the authority provided in Iowa Code section 234.6.

State or Federal Law Implemented

This rule making implements, in whole or in part, Iowa Code section 234.6.

Purpose and Summary

The Department is revising the child care assistance (CCA) fee chart based on the updated federal poverty levels, which are effective July 1, 2021. The annual poverty level update allows families that have received raises throughout the previous year to maintain eligibility for CCA without paying increased fees. The fee schedule changes are effective for eligibility determinations made on or after July 1, 2021.

Public Comment and Changes to Rule Making

Notice of Intended Action for this rule making was published in the Iowa Administrative Bulletin on March 24, 2021, as **ARC 5533C**. No public comments were received. No changes from the Notice have been made.

Reason for Waiver of Normal Effective Date

Pursuant to Iowa Code section 17A.5(2)"b"(1)(b), the Department finds that the normal effective date of this rule making, 35 days after publication, should be waived and the rule making made effective on July 1, 2021, because the rule confers a benefit for child care assistance families by allowing the updated federal poverty levels to be used for eligibility determinations made on or after July 1, 2021.

Adoption of Rule Making

This rule making was adopted by the Council on Human Services on May 13, 2021.

Fiscal Impact

This rule making has no fiscal impact to the State of Iowa.

Jobs Impact

After analysis and review of this rule making, no impact on jobs has been found.

Waivers

Any person who believes that the application of the discretionary provisions of this rule making would result in hardship or injustice to that person may petition the Department for a waiver of the discretionary provisions, if any, pursuant to rule 441—1.8(17A,217).

Review by Administrative Rules Review Committee

The Administrative Rules Review Committee, a bipartisan legislative committee which oversees rule making by executive branch agencies, may, on its own motion or on written request by any individual or group, review this rule making at its regular monthly meeting or at a special meeting. The Committee's meetings are open to the public, and interested persons may be heard as provided in Iowa Code section 17A.8(6).

Effective Date

This rule making will become effective on July 1, 2021.

The following rule-making action is adopted:

Amend paragraph 170.4(2)"a" as follows:

- a. Sliding fee schedule.
- (1) The fee schedule shown in the following table is effective for eligibility determinations made on or after July 1, 2020 2021:

	Monthly Income According to Family Size														ee Based on Number of Children in Care
Level	1	2	3	4	5	6 7	8	9	10	11	12	13+	1	2	3 or more
A	. , .	. ,	. ,	. , ,	. , .	\$2,784\$3,139 \$2,817\$3,17	,	+-)	, ,	. ,	*)-	,	\$0.00	\$0.00	\$0.00
В	. ,	. ,	. ,	. , .		\$2,930\$3,304 \$2,965\$3,344	4 -)	. ,	. ,	. ,	,	4 -)-	\$0.20	\$0.45	\$0.70
C						\$3,012\$3,397 \$3,048\$3,438							\$0.45	\$0.70	\$0.95
D	. ,		*)-	, ,		\$3,094\$3,489 \$3,131\$3,531	,	. ,		,	,	,	\$0.70	\$0.95	\$1.20
E		. ,				\$3,181\$3,587 \$3,219\$3,630	. ,	. ,	. ,	. ,	. ,		\$0.95	\$1.20	\$1.45
F						\$3,267\$3,684 \$3,306\$3,729							\$1.20	\$1.45	\$1.70
G		. ,				\$3,359\$3,788 \$3,399\$3,833	. ,	. ,	. ,	. ,	. ,		\$1.45	\$1.70	\$1.95
Н	. ,	. ,	. , -		+ -) -	\$3,450\$3,891 \$3,492\$3,938	. ,			,		,	\$1.70	\$1.95	\$2.20
I	. ,	. ,			+ -)	\$3,547\$4,000 \$3,589\$4,048	, .	, ,	+ -)	,	+ -)	+ -) -	\$1.95	\$2.20	\$2.45
J	. ,	, ,	. , -		,	\$3,644\$4,109 \$3,687\$4,158	. ,	+ - ,	+ -)	4 -)	+ -) -	,	\$2.20	\$2.45	\$2.70
K	. ,	, ,	+)-		+-,	\$3,746\$4,224 \$3,790\$4,275	. ,	,	+ - ,	, -	+ -)		\$2.45	\$2.70	\$2.95
L						\$3,848\$4,339 \$3,894\$4,391							\$2.70	\$2.95	\$3.20
M	. ,	. ,		. ,	. ,	\$3,955\$4,460 \$4,003\$4,514	. ,			. ,	. ,		\$2.95	\$3.20	\$3.45
N		. ,				\$4,063 \$4,582 \$4,112 \$4,637	. ,	. ,	. ,	. ,	. ,		\$3.20	\$3.45	\$3.70
O	. ,	. ,				\$4,177\$4,710 \$4,227 <u>\$4,767</u>		+ -)	+ -)	,	+ -)	\$7,903 \$8,003	\$3.45	\$3.70	\$3.95
P	. ,	. , .	. ,		+ -) -	\$4,291 \$4,838 \$4,342 \$4,893		+ -)	+ - ,		4 .)	,	\$3.70	\$3.95	\$4.20
Q						\$4,411 \$4,974 \$4,463 \$5,034							\$3.95	\$4.20	\$4.45

Level	1	2	3	4	5	6	7	8	9	10	11	12	13+	1	2	3 or more
R	. ,	. ,	. ,			. ,	,			. ,		\$7,995 \$8,095	. ,	\$4.20	\$4.45	\$4.70
S						\$4,658 \$4,713						\$8,219 \$8,322	\$8,813 \$8,924	\$4.45	\$4.70	\$4.95
T	\$1,737 \$1,754											\$8,442 \$8,549	\$9,053 \$9,167	\$4.70	\$4.95	\$5.20
U												\$8,679 \$8,788		\$4.95	\$5.20	\$5.45
V			-		-	-			-	-		\$8,915 \$9,027	\$9,560 \$9,681	\$5.20	\$5.45	\$5.70
W	. ,	. ,	. ,			. ,	,			. ,		\$9,165 \$9,280	\$9,828 \$9,952	\$5.45	\$5.70	\$5.95
X	. ,	. ,	. ,	. ,	. ,	. ,	,	_	. ,	. ,	. ,	\$9,414 \$9,533	\$10,095 \$10,223	\$5.70	\$5.95	\$6.20
Y	. ,	. ,	. ,			. ,	,			. ,		\$9,678 \$9,800	\$10,378 \$10,509	\$5.95	\$6.20	\$6.45
Z	. ,	. ,	. ,			. ,	,			. ,		\$9,942 \$10,067	\$10,661 \$10,795	\$6.20	\$6.45	\$6.70
AA			-		-	-			-	-		\$10,220 \$10,348	\$10,959 \$11,098	\$6.45	\$6.70	\$6.95
BB	\$4,000	\$5,000	\$6,000	\$7,000	\$8,000	\$9,000\$	59,000\$	59,000	\$ 9,000 \$9,500	\$9,500	\$10,000	\$10,500	\$11,500	\$6.70	\$6.95	\$7.20

Unit Fee Based on Number of Children in Care

Monthly Income According to Family Size

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- (2) To use the chart:
- 1. Find the family size used in determining income eligibility for service.
- 2. Move across the monthly income table to the column headed by that number.
- 3. Move down the column for the applicable family size to the highest figure that is equal to or less than the family's gross monthly income. Income at or above that amount (but less than the amount in the next row) corresponds to the fees in the last three columns of that row.
- 4. Choose the fee that corresponds to the number of children in the family who receive child care assistance.

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EDITOR'S NOTE: For replacement pages for IAC, see IAC Supplement 6/16/21.